

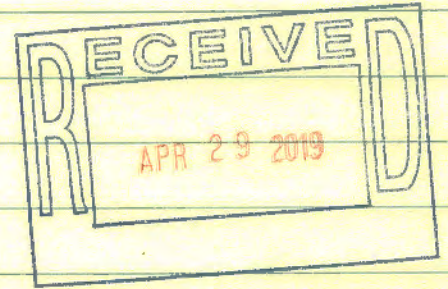
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

MSG

Antonio J. Saunders - El,
Petitioner,

v.

COMMONWEALTH OF PENNSYLVANIA,
Respondants.



FILED

APR 29 2019

KATE BARKMAN, Clerk
y _____ Dep. Clerk

Re: COMMONWEALTH OF PENNSYLVANIA v. ANTONIO
SAUNDERS, crim case No. 538-2019

PLEASE TAKE NOTICE, of Petitioners Removal Petition pursuant to 28 U.S.C. §§ 1455, 28 U.S.C. § 1443 (1) and/or 28 U.S.C. § 1251; Diversity Jurisdiction, civil right cases and original Jurisdiction; to remove the above criminal case from the Northampton County Court to the U.S. District Court, Eastern District of Pennsylvania for the following reasons.

1. Petitioner resides in the state of New York. Petitioner is subject to the laws of the jurisdiction in which he resides. The U.S. Const. Art. III, § 2 provides in part that federal courts have jurisdiction over all cases, in law and equity, arising under the U.S. Const. laws; in controversies between two or more states, a state and citizens from another state. The U.S. S. Ct. has original jurisdiction. The Petitioner is being denied equal protection of the law and racially discriminated against being deprived racial equality, civil rights and the right to effective assistance of counsel for his defense.

2. The Parties in this criminal case are complete diversity citizenship. The alleged victim Allen Baynes, is a resident of Alabama. Allen Baynes, has never pressed criminal charges against petitioner, nor any claims against the petitioner. Nor did Allen Baynes, give anyone authority to file a criminal complaint, police reports

but BB&T Bank is located in the Commonwealth of Pennsylvania; and according to BB&T Bank the petitioner owes no restitution. This is a complete Diversity Citizenship matter. The Commonwealth District Attorney's office has denied the petitioner the benefits and protection of Pa. R. Crim. P. 314, in which is now Pa. R. Crim. P. 586. Thereby, depriving your petitioner to all privileges and immunities of citizens in the several states as prescribed by the U.S. Const., Art. IV, section 2.

3. Whether the Northampton County Court President Judge Kouy, Jr., violated Pa. C.J.C. 1.2 canon law ("A Judge shall at all times in a manner that promotes public confidence in the independence, integrity, and impartiality of the judiciary and shall avoid impropriety and the appearance of impropriety"); when said judge denied the petitioners motion to recuse Edward Andres, Esq. and said Judge then made fraudulent misrepresentations upon his court order on March 21, 2019; stating that the chief Public Defender Nurla Diluzio, filed a motion to withdraw the Public Defender from the petitioners case and ordered the petitioner proceed pro se. No such motion to withdraw exist. and the petitioner has never signed a waiver of counsel. see Exhibit A.

4. Whether the initial Public Defender Edward Andres, was prejudice and discriminated against the petitioner for the following reasons: (a) said Attorney refused to file a motion to Dismiss pursuant to Pa. R. crim. P. 314; which is now Pa. R. crim. P. 586 and blatantly lied to petitioner that said rule did not apply to the petitioners case but Attorney Edward Andres, Esq., has another client who is a white man by the name of Jason Martin Swiderski, who has the same exact charges as your petitioner but who has more counts. The only difference is that the petitioner is considered black in the

eye's of Attorney Edward Andres. (B) From day on of the preliminary hearing on or about Feb. 11, 2019, Attorney Edward Andres, tried to convince petitioner to cop a plea. When petitioner refused the Attorney Edward Andres, never discussed for petitioner to waive the preliminary hearing when they spoke in private but as soon as petitioner went before the magistrate Judge, said Attorney caused petitioner to make a incompetent waiver of the preliminary hearing misleading the petitioner that it meant nothing to waive this proceeding thereby depriving the petitioner right to a competent Attorney who would of challenged this proceeding being that the alleged victim wasn't present and never pressed charges against the petitioner nor did he give Northampton County Police consent to press charges against petitioner. (C) and the Attorney Edward Andres, lied to the Petitioner when he said that he would arranged for petitioner to go before a county court judge for a bond reduction hearing. (D) that when petitioner realized all of the above petitioner then filed his own pro se motions and the court passed on petitioners motions and Habeas Corpus petition still said Attorney never took any actions to represent petitioner as prescribed by the U.S. const. 6th Amendment. see exhibit B. This assigned attorney was represents the Interest of Northampton County and not your petitioner. For this reason petitioner motion to have said Attorney Recused. President Judge Iacono, Jr. denied petitioners motion to recuse said Attorney but soon there after created a ~~motion~~ order as mention

herein. See Exhibit B.

5. When Petitioner was ordered by the President Judge Koury, Jr., to proceed pro se the petitioner filed a motion pursuant to 586 of the Pa. R. Crim. P. Dismissal upon satisfaction and agreement, a motion challenging the court lack of Jurisdiction and a Habeas Corpus petition. The Northampton County Court failed to hear nor decide these motions and petitions. Petitioner at all times reminded Judge Koury, Jr., that the petitioner reserved all rights to counsel as prescribed in the U.S. Const. 6th Amendment. On or about April 12, 2019, Judge Koury, Jr., assigned Attorney Mathieu Deschler, who came and visited petitioner after a bond reduction hearing, in which the petitioner filed a motion for that Mathieu Deschler, did not represent petitioner on. However, during this legal visit petitioner was informed that this newly assigned Mathieu Deschler, had no idea of Pa. R. crim. P. 586 was about and would not follow up on any of the motions including petitioners challenges of lack of Jurisdiction. Therefore, causing a huge conflict of interest. The petitioner is being deprived the benefits and protections of the State of Pennsylvania. See Art. IV, § 2. of the U.S. Const. which in part states: The citizens of each state shall be entitled to all Privileges and Immunities of citizens in the several states. Here, according to the Northampton County District Attorney's office, the petitioner does not owe the alleged victim any restitution whatsoever. I have been charged

with all non-violent crimes. see Exhibit c. According to Pa. R. Crim. P. 586. Petitioner is eligible for a dismissal upon satisfaction and agreement. Just as Jason Martin Swiderski, who also have a past criminal back ground. However, the Northampton County District Attorney has discriminated against the petitioner deny him the benefits and protections of the Commonwealth of Pennsylvania. Even though the petitioner do not have a criminal history in the Commonwealth of Pennsylvania.

6. Judge Koury, Jr.; assigned Attorney Mathew Beschler, after the petitioner was ordered to proceed pro se and filed motions challenging the courts jurisdiction, Habeas Corpus Petition and rule 586 motion. Attorney Mathew Beschler, said that he would not follow up nor represent the petitioner on his motions and also the record at the April 25, 2019; record will reflect that said Attorney Mathew Beschler, lied to your petition by stating "the U.S. Supreme Court judicial power only extend to civil actions." Therefore, said Attorney motion to withdraw but the prejudice trial Judge Koury, Jr., ordered Attorney Mathew Beschler, as stand-by counsel because petitioner reserved his right to counsel. Petitioner is uncomfortable with Attorney Mathew Beschler, because his expertise is not criminal law and the petitioner is entitled to effective assistance of counsel for his defense as prescribed by the 6th Amendment of the U.S. Const. 6th Amendment. Diversity of citizenship Jurisdiction was conferred in order to prevent apprehended discrimination in state courts against those not citizens of State of Pennsylvania. and/or the State. The Trial Judge Koury, Jr.; has not heard nor decided on petition's motions.

Attorney Mathew Deschler and your petitioner both agreed that he should withdraw he refuses to represent petitioner's best interest.

WHEREFORE, the Petitioner prays for a removal order from State Court to a Article ~~III~~ Court that has Jurisdiction as presented by the United States Constitution Article ~~III~~, ss sec. 2; and for the reasons expressed herein this Notice of removal.

April 25, 2019

Respectfully,

FILED

APR 29 2019

KATE BARKMAN, Clerk
By _____ Dep. Clerk

Antonio J. Saunders - el
Antonio J. Saunders - el
Northampton County Jail
666 Walnut Street
Easton, Pa. 18042

CERTIFICATION

I, Antonio J. Saunders - el, certify that every word written in this motion / Notice of Removal is true and correct to my understanding, information and belief.

Dated: April 25, 2019

Respectfully,

Antonio J. Saunders - el
Antonio J. Saunders - el
666 Walnut Street
Easton, Pa. 18042

Exhibit A

**IN THE COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY
COMMONWEALTH OF PENNSYLVANIA,
CRIMINAL DIVISION**

COMMONWEALTH OF PENNSYLVANIA

OTN: X234974-5

v.

**ANTONIO SAUNDERS,
Defendant.**

CR 538-2019

ORDER OF COURT

AND NOW, this 21st day of March 2019, upon
the motion of Nuria DiLuzio, Chief Public Defender of Northampton County, find after record
made on March 19, 2019, it is hereby ORDERED that Edward Andres, Esq. is GRANTED leave
to withdraw his appearance as counsel to the defendant. The defendant is pro se.

BY THE COURT:


**MICHAEL J. KOURY, JR.
PRESIDENT JUDGE**

J.

FILED

2019 MAR 21 PM 2:08

**CLERK OF COMMON PLEAS
CRIMINAL DIVISION
NORTHAMPTON COUNTY, PA**

To: Pro Se Clerk Office
 Northampton County Court
 669 Washington Street
 Easton, PA. 18042

From: Antonio J. Saunders-EI,
 Northampton County Jail
 666 Walnut Street
 Easton, PA. 18042

FILED
 2019 APR -8 PM 1:24
 CLERK OF NORTHAMPTON COUNTY, PA
 NORTHAMPTON COUNTY, PA

Re: Commonwealth of Pennsylvania v.
 ANTONIO SAUNDERS, CR-538-2019;

Dear Pro Se Clerk,

Again, please send me a copy of the motion of Nuria DiLuzio, Chief Public Defender of Northampton County, that the Judge Coury, Jr. mention on his order of 3/21/2019 filed a motion to withdraw. I am entitled to this motion according to PA. R. crim. P. Also I filed a second motion pursuant to Rule 586 and Rule 600. I am still waiting for my copy of this motion being filed with the court. Please let me know if you received this ~~copy~~ motion. Or should I refile another motion pursuant to 586 Rule?

4/5/2019

Respectfully,

Antonio J. Saunders EI
 Antonio J. Saunders EI
 2



COUNTY OF NORTHAMPTON

COURT OF COMMON PLEAS

CRIMINAL DIVISION
669 WASHINGTON STREET
EASTON, PENNSYLVANIA 18042-3637
TELEPHONE: (610) 829-6453
FAX: (610) 252-4391

LEIGH ANN FISHER
CLERK OF COURTS

April 8, 2019

Antonio Saunders #27827
666 Walnut Street
Easton, PA 18042

Case Number: 538-2019

Dear Mr. Saunders:

The Clerk of Courts cannot forward you the requested Motion to Withdraw from the Public Defender because no such motion was filed with this office.

Respectfully,

J. N.
Clerical Technician III

Exhibit B

//



COUNTY OF NORTHAMPTON

COURT OF COMMON PLEAS

CRIMINAL DIVISION
669 WASHINGTON STREET
EASTON, PENNSYLVANIA 18042-3637
TELEPHONE: (610) 829-6453
FAX: (610) 252-4391

LEIGH ANN FISHER
CLERK OF COURTS

March 12, 2019

Antonio Saunders #27827
666 Walnut Street
Easton, PA 18042

Case Number: 538-2019

Dear Mr. Saunders:

It does not appear that any motions were filed on your behalf at this time by Attorney Andres. Enclosed with this letter is a copy of your docket sheet that lists all filings on the above case.

Respectfully,

J. N.
Clerical Technician III

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0002160-2018

CRIMINAL DOCKET

Court Case

Page 3 of 9

Commonwealth of Pennsylvania

v.

Jason Martin Swiderski

CHARGES

Seq.	Orig Seq.	Grade	Statute	Statute Description	Offense Dt.	OTN
16	16	F2	18 § 4101 §§ A2	Forgery - Unauthorized Act In Writing	10/17/2017	T 997305-1

DISPOSITION SENTENCING/PENALTIESDispositionCase EventDisposition DateFinal DispositionSequence/DescriptionOffense DispositionGrade SectionSentencing JudgeSentence DateCredit For Time ServedSentence/Diversion Program TypeIncarceration/Diversionary PeriodStart DateSentence Conditions**Waived for Court (Lower Court)**

Defendant Was Present

Lower Court Disposition

06/25/2018

Not Final

1 / Access Device Issd to Another Who Did Not Auth Use

Waived for Court (Lower Court)

M1

18 § 4106 §§ A1II

2 / Access Device Issd to Another Who Did Not Auth Use

Waived for Court (Lower Court)

M1

18 § 4106 §§ A1II

3 / Access Device Issd to Another Who Did Not Auth Use

Waived for Court (Lower Court)

M1

18 § 4106 §§ A1II

4 / Access Device Issd to Another Who Did Not Auth Use

Waived for Court (Lower Court)

M1

18 § 4106 §§ A1II

5 / Theft By Unlaw Taking-Movable Prop

Waived for Court (Lower Court)

M1

18 § 3921 §§ A

6 / Theft By Unlaw Taking-Movable Prop

Waived for Court (Lower Court)

M1

18 § 3921 §§ A

7 / Theft By Unlaw Taking-Movable Prop

Waived for Court (Lower Court)

M1

18 § 3921 §§ A

8 / Theft By Unlaw Taking-Movable Prop

Waived for Court (Lower Court)

M1

18 § 3921 §§ A

9 / Receiving Stolen Property

Waived for Court (Lower Court)

M1

18 § 3925 §§ A

10 / Receiving Stolen Property

Waived for Court (Lower Court)

M1

18 § 3925 §§ A

11 / Receiving Stolen Property

Waived for Court (Lower Court)

M1

18 § 3925 §§ A

12 / Receiving Stolen Property

Waived for Court (Lower Court)

M1

18 § 3925 §§ A

13 / Forgery - Unauthorized Act In Writing

Waived for Court (Lower Court)

F2

18 § 4101 §§ A2

14 / Forgery - Unauthorized Act In Writing

Waived for Court (Lower Court)

F2

18 § 4101 §§ A2

15 / Forgery - Unauthorized Act In Writing

Waived for Court (Lower Court)

F2

18 § 4101 §§ A2

16 / Forgery - Unauthorized Act In Writing

Waived for Court (Lower Court)

F2

18 § 4101 §§ A2

Proceed to Court

Defendant Was Not Present

Information Filed

08/23/2018

Not Final

1 / Access Device Issd to Another Who Did Not Auth Use

Proceed to Court

M1

18 § 4106 §§ A1II

2 / Access Device Issd to Another Who Did Not Auth Use

Proceed to Court

M1

18 § 4106 §§ A1II

3 / Access Device Issd to Another Who Did Not Auth Use

Proceed to Court

M1

18 § 4106 §§ A1II

4 / Access Device Issd to Another Who Did Not Auth Use

Proceed to Court

M1

18 § 4106 §§ A1II

CPCMS 9082

Printed: 04/17/2019

Recent entries made in the court filing offices may not be immediately reflected on these docket sheets. Neither the courts of the Unified Judicial System of the Commonwealth of Pennsylvania nor the Administrative Office of Pennsylvania Courts assume any liability for inaccurate or delayed data, errors or omissions on these reports. Docket Sheet information should not be used in place of a criminal history background check which can only be provided by the Pennsylvania State Police. Moreover an employer who does not comply with the provisions of the Criminal History Record Information Act may be subject to civil liability as set forth in 18 Pa.C.S. Section 9183.

13

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0002160-2018

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

Page 4 of 9

v.

Jason Martin Swidersdki

DISPOSITION SENTENCING/PENALTIES**Disposition****Case Event****Sequence/Description****Sentencing Judge****Sentence/Diversion Program Type****Sentence Conditions****Disposition Date****Offense Disposition****Sentence Date****Incarceration/Diversionary Period****Final Disposition****Grade Section****Credit For Time Served****Start Date**

5 / Theft By Unlaw Taking-Movable Prop	Proceed to Court	M1	18 § 3921 §§ A
6 / Theft By Unlaw Taking-Movable Prop	Proceed to Court	M1	18 § 3921 §§ A
7 / Theft By Unlaw Taking-Movable Prop	Proceed to Court	M1	18 § 3921 §§ A
8 / Theft By Unlaw Taking-Movable Prop	Proceed to Court	M1	18 § 3921 §§ A
9 / Receiving Stolen Property	Proceed to Court	M1	18 § 3925 §§ A
10 / Receiving Stolen Property	Proceed to Court	M1	18 § 3925 §§ A
11 / Receiving Stolen Property	Proceed to Court	M1	18 § 3925 §§ A
12 / Receiving Stolen Property	Proceed to Court	M1	18 § 3925 §§ A
13 / Forgery - Unauthorized Act In Writing	Proceed to Court	F2	18 § 4101 §§ A2
14 / Forgery - Unauthorized Act In Writing	Proceed to Court	F2	18 § 4101 §§ A2
15 / Forgery - Unauthorized Act In Writing	Proceed to Court	F2	18 § 4101 §§ A2
16 / Forgery - Unauthorized Act In Writing	Proceed to Court	F2	18 § 4101 §§ A2

COMMONWEALTH INFORMATION

Name: David Montclair Ceraul
District Attorney

Supreme Court No: 320565

Phone Number(s):
610-829-6661 (Phone)

Address:
669 Washington St
Easton, PA 18042

ATTORNEY INFORMATION

Name: Edward J. Andres
Public Defender

Supreme Court No: 085823

Rep. Status: Active

Phone Number(s):
610-885-5566 (Phone)

Address:
Corriere & Andres LLC
Po Box 1217
Bethlehem, PA 18016-1217

Representing: Swidersdki, Jason Martin

ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
1	05/21/2018		Mege, Alan Roger
Bail Set - Swidersdki, Jason Martin			
1	06/25/2018		Mege, Alan Roger
Bail Type Changed - Swidersdki, Jason Martin			

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0002160-2018

CRIMINAL DOCKET

Court Case

Page 7 of 9

Commonwealth of Pennsylvania

v.

Jason Martin Swidersdki

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	12/03/2018		Zito, Leonard N.
Order Granting Motion for Continuance			
3	12/03/2018		Northampton County Clerk of Courts
Formal Arraignment Scheduled 02/07/2019 9:00AM			
1	12/04/2018		Northampton County Clerk of Courts
Criminal Court Scheduled 04/01/2019 9:00AM Possible 586 disposition pending restitution payments			
1	12/05/2018		Swidersdki, Jason Martin
Waiver of PA.R.Crim.P.600 & Application for Continuance			
1	01/04/2019		Commonwealth of Pennsylvania
Motion to Revoke Bail			
2	01/04/2019		McFadden, F.P. Kimberly
Order Scheduling Hearing AND NOW, this 4th day of January, 2019 upon consideration of the within Petition, the Defendant and or the Defendant's surety is ordered to appear the 16th day of January, 2019 at 10:00 AM in Courtroom #4, Northampton County Courthouse, Easton, Pennsylvania to explain why the defendant's release should not be revoked or conditions of release should not be modified. BY THE COURT: F.P. Kimberly McFadden, J.			
3	01/04/2019		Northampton County Clerk of Courts
Bail Revocation Hearing Scheduled 01/16/2019 10:00AM			
2	01/16/2019		Dally, Craig A.
Bail Revocation Hearing Held - 1/16/19 Court directs defendant FTA for bail revocation hearing - bw issued Judge: Dally ADA: Kassis PD: Hutnik CR: Quaille PT: KAJ			
3	01/16/2019		Dally, Craig A.
Order Granting Motion to Revoke/Release and Forfeit Bail - Swidersdki, Jason Martin			

15

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0002160-2018

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

Page 8 of 9

v.

Jason Martin Swidersdki

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	02/07/2019		Zito, Leonard N.
Formal Arraignment Held - 2/7/19 FTA FA - BW to remain Judge: Zito CR: Genova			
1	02/25/2019		Northampton County Clerk of Courts
Criminal Court Scheduled 06/03/2019 9:00AM			
2	02/25/2019		Northampton County Clerk of Courts
Formal Arraignment Scheduled 04/11/2019 9:00AM			
3	02/25/2019		McFadden, F.P. Kimberly
Bail Set - Swidersdki, Jason Martin			
4	02/25/2019		McFadden, F.P. Kimberly
Bench Warrant/Bail Hearing Held - 2/25/19 BW vacated - bail set at \$10,000/10%/NCPTS/3rd party surety/no contact w/victim/random urine screens/D&A eval & comply Date not given by DA Judge: McFadden ADA: Kulik PD: Hutnik CR: Evans PT: KAJ			
1	03/01/2019		Swidersdki, Jason Martin
Pro Se Correspondence Defendant sent a letter requesting an updated docket sheet. Docket sheet was forwarded to the defendant. Swidersdki, Jason Martin 03/04/2019 Interoffice			
1	04/02/2019		Swidersdki, Jason Martin
Pro Se Correspondence Defendant sent a letter requesting the 2019 court calendar. A copy was forwarded to the defendant. Swidersdki, Jason Martin 04/03/2019 Interoffice			

16

LAW OFFICES
LITTNER, DESCHLER & LITTNER
512 NORTH NEW STREET
P.O. BOX 1407
BETHLEHEM, PENNSYLVANIA 18016
www.littndeschlaw.com

ROBERT H. LITTNER†
MICHAEL C. DESCHLER
ROBERT V. LITTNER**†
MATTHEW J. DESCHLER

*ALSO MEMBER FLORIDA BAR
•LL.M. IN ESTATE PLANNING
† ACCREDITED ESTATE PLANNER®

TELEPHONE (610) 865-6770
TELE-FAX (610) 865-6433

E-MAIL
rhittner@littndeschlaw.com
mdeschler@littndeschlaw.com
rvlittner@littndeschlaw.com
mjdeschler@littndeschlaw.com

April 17, 2019

LEGAL MAIL - CONFIDENTIAL

Antonio Saunders
ID No. 27827
Northampton County Prison
666 Walnut Street
Easton, PA 18042

RE: Commonwealth vs. Antonio Saunders; No. 538-2019

Dear Mr. Saunders:

Following our meeting at the prison today, I received the enclosed discovery from the Commonwealth in the mail. I will be filing a petition to withdraw as your counsel tomorrow per our discussion.

Very truly yours,

LITTNER, DESCHLER & LITTNER



Matthew J. Deschler

Enclosure

LAW OFFICES
LITTNER, DESCHLER & LITTNER
512 NORTH NEW STREET
P.O. BOX 1407
BETHLEHEM, PENNSYLVANIA 18016
www.littndeschlaw.com

ROBERT H. LITTNER†
MICHAEL C. DESCHLER
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MATTHEW J. DESCHLER

*ALSO MEMBER FLORIDA BAR
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rhittner@littndeschlaw.com
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rvlittner@littndeschlaw.com
mjdeschler@littndeschlaw.com

April 22, 2019

LEGAL MAIL - CONFIDENTIAL

Antonio Saunders
ID No. 27827
Northampton County Prison
666 Walnut Street
Easton, PA 18042

Re: Commonwealth vs. Antonio Saunders; No. 538-2019

Dear Mr. Saunders:

Enclosed please find a copy of a Petition to Withdraw as Counsel, the original of which was filed April 18, 2019.

Very truly yours,

LITTNER, DESCHLER & LITTNER



Matthew J. Deschler

MJD/sms
Enclosure

**IN THE COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY,
PENNSYLVANIA – CRIMINAL**

COMMONWEALTH OF PENNSYLVANIA)	
)	No. CP-48-CR-538-2019
vs.)	
)	
ANTONIO SAUNDERS,)	
Defendant)	

COPY

PETITION TO WITHDRAW AS COUNSEL

1. On April 12, 2019, this Honorable Court appointed the undersigned as counsel for Defendant, following the Court's Order of March 21, 2019, permitting prior counsel to withdraw.

2. On April 17, 2019, the undersigned met with Defendant in Northampton County Prison.

3. Defendant advised the undersigned that he had not requested substitute counsel and only desired that undersigned counsel continue to represent him if the undersigned agreed to proceed on numerous pre-arraignment motions filed by Defendant.

4. The undersigned advised Defendant that he would not agree to Defendant's condition, as the undersigned deemed at least some of Defendant's motions to be wholly without merit.

5. Defendant advised the undersigned that he did not desire the undersigned's representation.

2019 APR 18 PM 12:54

20

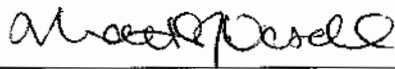
6. Defendant's formal arraignment is scheduled for April 25, 2019.

7. It is clear that the undersigned and Defendant have irreconcilable differences with respect to the course and objectives of the representation.

8. The undersigned respectfully requests that a hearing be held at the time of Defendant's arraignment on April 25, 2019, with respect to the undersigned's petition to withdraw, and further requests that this Court conduct a Rule 121 colloquy into whether Defendant desires to waive his right to counsel.

WHEREFORE, the undersigned respectfully requests that this Honorable Court grant the undersigned's Petition to Withdraw as Counsel and grant the undersigned leave to withdraw. The undersigned further requests that this Court conduct a Rule 121 colloquy into whether Defendant wishes to waive his right to counsel.

LITTNER, DESCHLER & LITTNER

By: 
Matthew J. Deschler, Esquire
512 North New Street
Bethlehem, PA 18018
610-865-6770 (t)
610-865-6433 (f)
mjdeschler@littdeschlaw.com
PA ID No. 311785
Counsel for Defendant

CERTIFICATION OF COMPLIANCE WITH PUBLIC ACCESS POLICY

I hereby certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

LITTNER, DESCHLER & LITTNER

By: 
Matthew J. Deschler, Esquire
512 North New Street
Bethlehem, PA 18018
Telephone No. (610) 865-6770
Facsimile No. (610) 865-6433
mjdeschler@littdeschlaw.com
PA ID No. 311785
Counsel for Defendant

Date: April 18, 2019

22

CERTIFICATE OF SERVICE

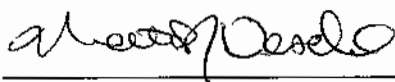
I, Matthew J. Deschler, Esquire, hereby certify that, on the date below, I served a copy of the foregoing Petition to Withdraw as Counsel on the following individuals:

Honorable Michael J. Koury, Jr.
Northampton County Courthouse
669 Washington Street
Easton, PA 18042
Via Court Administration

James A. Augustine, III, Esquire
District Attorney's Office
669 Washington Street
Easton, PA 18042
Via delivery to District Attorney's Office

Antonio Saunders
ID No. 27827
Northampton County Prison
666 Walnut Street
Easton, PA 18042
Via regular mail

LITTNER, DESCHLER & LITTNER

By: 
Matthew J. Deschler, Esquire
512 North New Street
Bethlehem, PA 18018
Telephone No. (610) 865-6770
Facsimile No. (610) 865-6433
mjdeschler@littdeschlaw.com
PA ID No. 311785
Counsel for Defendant

Date: April 18, 2019

Exhibit 11

24

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF NORTHAMPTON



PRELIMINARY ARRAIGNMENT NOTICE

Mag. Dist. No: MDJ-03-2-11
MDJ Name: Honorable Nicholas E. Englesson
Address: 1214 Stefko Blvd.
Bethlehem, PA 18017
Telephone: 610-894-0553

Commonwealth of Pennsylvania

v.

Antonio Saunders

Docket No:
Case Filed
Comp/Cit#
OTN/LOTN X234974-5

§ Forgery (F2); Theft F3; Identity Theft

Charge(s)

Date: 1-28-19

Place: Easton Central Booking

Time: 610pm

At the preliminary arraignment, you will be given a copy of the criminal complaint that has been filed against you. In addition, you will be advised of your right to counsel, your right to a preliminary hearing, and the amount and types of bail available if your offense is a bailable offense.

At the preliminary arraignment, a date and time will be fixed for your preliminary hearing and you will be given a reasonable opportunity to post bail. If bail is not posted, you may be committed according to law.

If you have any questions, please call the above office immediately.

1-28-19

Date

Magisterial District Judge Nicholas E Englesson
TEMPORARY ASSIGNMENT BY COURT ORDER



If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

You can make case payments online through Pennsylvania's Unified Judicial System web portal. Visit the portal at <http://ujportal.pacourts.us> to make a payment.

MDJS 308PA-BL

1



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25

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF NORTHAMPTON

COMMITMENT

Mag. Dist. No: MDJ-03-2-11
 MDJ Name: Honorable Nicholas E. Englesson
 Address: 1214 Stefko Blvd.
 Bethlehem, PA 18017
 Telephone: 610-894-0553

Commonwealth of Pennsylvania

v.

Antonio Saunders

Docket No:
 Case Filed:

Charge(s)
 § Forgery (F2); Theft F3; Identity Theft

To ANY AUTHORIZED PERSON of the above named county of this commonwealth:
 You are hereby commanded to convey and deliver into the custody of the keeper of the county prison the
 above named defendant. You, the keeper are required to receive the defendant into your custody to be
 safely kept by you until discharged by due course of law for:

☐ A PERIOD OF _____ DAYS UNTIL _____

☒ A HEARING AT

Date: 2-11-19	Place: Magisterial District Court 03-2-08 Hon. John C. Capobianco 136 South Main Street, Nazareth, PA 18064
Time: 900 am	

Alternative address

☐ COMMON PLEAS COURT ACTION

☐ Other _____

CURRENT AMOUNT OF BAIL: \$100,000

COMMITMENT REASON: Unable to Post Bail

- ☐ Pursuant to the Rules of Criminal Procedure, the individual shall not be detained without a Summary Trial longer than 72 hours, or the close of the next business day if the 72 hours expires on a non-business day.
- ☐ Pursuant to the Rules of Criminal Procedure, the individual shall not be detained without a Payment Determination Hearing longer than 72 hours, or the close of the next business day if the 72 hours expires on a non-business day.
- ☐ Pursuant to the Rules of Criminal Procedure, the individual shall not be detained for a period of greater than the period of imprisonment awarded in the original sentence which is _____ days.

1-28-19

Date

Magisterial District Judge Nicholas E Englesson

TEMPORARY ASSIGNMENT BY COURT ORDER



If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF NORTHAMPTON



RELEASE OF PRISONER

Mag. Dist. No: MDJ-03-2-11
MDJ Name: Honorable Nicholas E. Englesson
Address: 1214 Stefko Blvd.
Bethlehem, PA 18017
Telephone: 610-694-0553

Commonwealth of Pennsylvania

v.

Antonio Saunders

Docket No:
Case Filed:
OTN:

Charge(s)
§ Forgery (F2); Theft F3; Identity Theft

To the keeper of _____ Prison in said County,
You are hereby commanded to release the above named Defendant, if detained for no other cause than that mentioned in the attached commitment or other detainer of record. I hereby certify that this case has not been returned to court.

REASON FOR DISCHARGE:

☐ Hearing to be held at _____

Date:	Place:
Time:	

- ☐ Not Guilty of a Summary Offense
☐ Court Case Dismissed
☐ Charges withdrawn by Prosecution
☐ Other _____

☐ Bail Posted. I hereby certify that the bail posted fully satisfies the monetary conditions set.

Date

Magisterial District Judge Nicholas E Englesson

TEMPORARY ASSIGNMENT BY COURT ORDER

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF NORTHAMPTON

PRELIMINARY HEARING NOTICE

Mag. Dist. No: MDJ-03-2-11
 MDJ Name: Honorable Nicholas E. Englesson
 Address: 1214 Stefkow Blvd.
 Bethlehem, PA 18017
 Telephone: 610-694-0553

Commonwealth of Pennsylvania

v.

Antonio Saunders

Docket No:
 Case Filed:
 Comp/Cit#
 OTN/LOTN X234974-5

§ Forgery (F2); Theft F3; Identity Theft

Charge(s)

Date: 2-11-19

Time: 900 am

Place: Magisterial District Court 03-2-08
 Hon. John C. Capobianco
 136 South Main Street, Nazareth, PA 18064

Notice To Defendant

A complaint has been filed charging you with the offense(s) set forth above and on the attached copy of the complaint. If you fail to appear at the time and place above without cause, you will be deemed to have waived your right to be present at any further proceedings before the Magisterial District Judge and the case will proceed in your absence. If any of the charges against you are held for court, a request for a bench warrant against you will be transmitted to the Court of Common Pleas.

At the preliminary hearing you may:

1. Be represented by counsel;
2. Cross-examine witnesses and inspect physical evidence offered against you;
3. Call witnesses on your behalf other than witnesses to testify to your good reputation only, offer evidence on your behalf and testify;
4. Make written notes of the proceeding, or have your counsel do so, or make a stenographic, mechanical, or electronic record of the proceedings.

If the case is held for court and if you fail to appear without cause at any proceeding for which your presence is required, including trial, your absence may be deemed a waiver of your right to be present, and the proceeding, including the trial, may be conducted in your absence.

If you cannot afford to hire an attorney, one may be appointed to represent you. Please contact the office of the Magisterial District Judge for additional information regarding the appointment of an attorney. If you have any questions, please call the above office immediately.

Should you fail to appear for your Preliminary Hearing, a warrant will be issued for your arrest.

1-28-19

Date

Magisterial District Judge Nicholas E Englesson
 TEMPORARY ASSIGNMENT BY COURT ORDER



If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

You can make case payments online through Pennsylvania's Unified Judicial System web portal. Visit the portal at <http://ujportal.pacourts.us> to make a payment.

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28

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF NORTHAMPTON**Rescheduling Notice**Commonwealth of Pennsylvania
v.
Antonio Saunders

Mag. Dist. No:	MDJ-03-2-08
MDJ Name:	Honorable John C. Capobianco
Address:	136 South Main Street Nazareth, PA 18064
Telephone:	610-759-6424

Antonio Saunders
Northampton County Prison
666 Walnut Street
Easton, PA 18042Docket No: MJ-03208-CR-0000051-2019
Case Filed: 1/28/2019
Comp/Cit #: 190517
OTN/LOTN: X 234974-5/X 234974-5

Charge(s)	
18 § 4101§§ A2 (Lead)	Forgery - Unauthorized Act In Writing
18 § 3921§§ A	Theft By Unlaw Taking-Movable Prop
18 § 4120 §§ A	Identity Theft

A Preliminary Hearing was previously scheduled on February 11, 2019 / 9:00 AM in the above-captioned case. It has been rescheduled to be held on/at:

Date: Monday, February 11, 2019	Place: Magisterial District Court 03-2-08, Nazareth 136 South Main Street Nazareth, PA 18064 610-759-6424
Time: 2:00 PM	

Continuance requested by Edward J. Andres, Esq.
Reason: Defendant Attorney Request
Comments: This is a time change only!!!**Notice To Defendant**

A complaint has been filed charging you with the offense(s) set forth above and on the attached copy of the complaint. If you fail to appear at the time and place above without cause, you will be deemed to have waived your right to be present at any further proceedings before the Magisterial District Judge and the case will proceed in your absence. If any of the charges against you are held for court, a request for a bench warrant against you will be transmitted to the Court of Common Pleas.

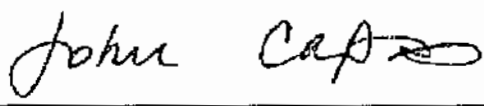
At the preliminary hearing you may:

1. Be represented by counsel;
 2. Cross-examine witnesses and inspect physical evidence offered against you;
 3. Call witnesses on your behalf other than witnesses to testify to your good reputation only, offer evidence on your behalf and testify;
 4. Make written notes of the proceeding, or have your counsel do so, or make a stenographic, mechanical, or electronic record of the proceedings.
- If the case is held for court and if you fail to appear without cause at any proceeding for which your presence is required, including trial, your absence may be deemed a waiver of your right to be present, and the proceeding, including the trial, may be conducted in your absence.

If you cannot afford to hire an attorney, one may be appointed to represent you. Please contact the office of the Magisterial District Judge for additional information regarding the appointment of an attorney. If you have any questions, please call the above office immediately.
Should you fail to appear for your preliminary hearing, a warrant will be issued for your arrest.

January 30, 2019

Date


Magisterial District Judge John C. Capobianco
If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation. You can make case payments online through Pennsylvania's Unified Judicial System web portal. Visit the portal at <http://ujportal.pacourts.us> to make a payment.

29

BAIL BOND

OTN: X234974-5		Docket No: MDJ-03-2-11	Date of Charges: Lower Court Docket No:
Def Name/Address: Antonio Saunders		Next Court Action: Preliminary Hearing	
LEAD OFFENSE § Forgery (F2); Theft F3; Identity Theft			
ADDITIONAL CHARGES MAY EXIST, PLEASE SEE ADDITIONAL CHARGES PAGE			
TYPE(S) OF RELEASE: <input type="checkbox"/> ROR <input type="checkbox"/> Unsecured Bail <input type="checkbox"/> Nonmonetary Condition(s) (see additional page(s)) <input type="checkbox"/> Nominal Bail <input checked="" type="checkbox"/> Monetary Condition(s) in the amount of \$100,000			
THE CONDITIONS OF THIS BAIL BOND ARE AS FOLLOWS: 1. The defendant must appear at all times required until full and final disposition of the case(s). 2. The defendant must obey all further orders of the bail authority. 3. The defendant must provide a current address and must give written notice to the bail authority, the clerk of courts, the district attorney, and the court bail agency or other designated court bail officer, of any change of address within 48 hours of the date of the change. 4. The defendant must neither do, nor cause to be done, nor permit to be done on his or her behalf, any act as proscribed by Section 4952 of the Crimes Code (relating to intimidation of witnesses or victims) or by Section 4953 (relating to retaliation against witnesses or victims), 18 Pa.C.S. § 4952, 4953. 5. The defendant must refrain from criminal activity. 6. The defendant must comply with any fingerprint order, if any is issued by this court.			

I verify that the above conditions of bail have been imposed.

1-28-19

Date


 (Signature of Issuing Authority) Nicholas E Englessen
TEMPORARY ASSIGNMENT BY COURT ORDER

TYPES OF SECURITY:		
<input type="checkbox"/> Cash/Equivalent	<input type="checkbox"/> Gov't Bearer Bond	<input type="checkbox"/> Realty within Commonwealth
<input type="checkbox"/> _____ % Cash	<input type="checkbox"/> Surety Bond	<input type="checkbox"/> Realty outside Commonwealth
TOTAL AMOUNT BAIL SET (IF ANY): (see sureties page)		
BAIL DEPOSITOR(S)		
Depositor Name	Amount	

This bond is valid for the entire proceedings and until full and final disposition of the case including all avenues of direct appeal to the Supreme Court of Pennsylvania.

I AGREE THAT I WILL APPEAR AT ALL SUBSEQUENT PROCEEDINGS AS REQUIRED AND COMPLY WITH ALL THE CONDITIONS OF THE BAIL BOND.

THIS BOND SIGNED ON _____

at _____, Pennsylvania

Signature of Defendant

Signature of Witness

Defendant's Address:

(Surety)

(Surety)

PLEASE SEE ATTACHED PAGES FOR ADDITIONAL INFORMATION.



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF NORTHAMPTON**WAIVER OF PRELIMINARY
HEARING**Commonwealth of Pennsylvania
v.
Antonio SaundersMag. Dist. No: MDJ-03-2-08
MDJ Name: Honorable John C. Capobianco
Address: 136 South Main Street
Nazareth, PA 18064
Telephone: 610-759-6424Antonio Saunders
Northampton County Prison
666 Walnut Street
Easton, PA 18042Docket No: MJ-03208-CR-0000051-2019
Case Filed: 1/28/2019
OTN/LOTN: X 234974-5/X 234974-5

I, the undersigned, certify that I waive my right to a preliminary hearing. I understand that I have a right to this hearing, at which time I have the right to:

- ~~1. be represented by counsel,~~
2. cross-examine witnesses,
3. inspect physical evidence offered against me,
4. call witnesses on my own behalf, offer evidence on my own behalf, and testify,
- ~~5. make written notes of the proceedings or have my own counsel do so, and~~
make a stenographic, mechanical, or electronic record of the proceedings.

I understand that if a prima facie case of guilt is not established against me at this hearing, the charges against me would be dismissed.

I understand that when I am represented by counsel and I waive the right to preliminary hearing, I am thereafter precluded from raising challenges to the sufficiency of the prima facie case.

I understand that if the case is held for court and if I fail to appear without cause at any proceeding for which my presence is required, including trial, my absence may be deemed a waiver of my right to be present, and the proceeding, including the trial may be conducted in my absence.

- ☐ I have had a preliminary arraignment during which I was advised of my right to have a preliminary hearing and of my right to counsel.
- ☐ I have received a summons wherein I was advised of my right to have a preliminary hearing and of my right to counsel.

I knowingly, voluntarily, and intelligently make this waiver of my preliminary hearing.

FEB 1 1 2019

Signed this _____ day of _____

Attorney for Defendant (if any)

Attorney Edward J. Andres
Corriere & Andres LLC
Po Box 1217
Bethlehem, PA 18016-1217

xh

(Defendant)

(Attorney)

I HAVE DETERMINED THAT THE DEFENDANT HAS MADE A KNOWING, VOLUNTARY, AND INTELLIGENT WAIVER OF HIS RIGHT TO A PRELIMINARY HEARING.

FEB 1 1 2019

Date

Magisterial District Judge



Commonwealth of Pennsylvania
Court of Common Pleas
County of Northampton
3rd Judicial District



Notice of Formal Arraignment

Commonwealth of Pennsylvania
v.
Antonio Saunders

Court of Common Pleas - Northampton County
Northampton County Government Center
669 Washington Street
Easton, PA 18042
610-559-6701

Antonio Saunders
Northampton County Prison
666 Walnut Street
Easton, PA 18042

Docket No: MJ-03208-CR-0000051-2019
OTN/LOTN: X 234974-5/X 234974-5

A Formal Arraignment has been scheduled for the above captioned case to be held on/at:

Date: Thursday, April 25, 2019 Time: 9:00 AM	Place: Courtroom 1 Northampton County Government Center 669 Washington Street Easton, PA 18042 610-829-6630
-------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------

Comments: If you are incarcerated at the time of your formal arraignment, it will be held on the date listed at 9:30AM.

To the Defendant:

You should discuss this matter promptly with your attorney. If you fail to appear without cause at any proceeding for which your presence is required, including trial, your absence may be deemed a waiver of your right to be present, and the proceeding, including the trial, may be conducted in your absence. If you fail to comply with the conditions of the bail bond, if any, then the bond shall remain in full force, and the full sum of the monetary condition of release may be forfeited and your release may be revoked. In addition, a warrant for your arrest may be issued. Bring this notice with you.

Primary Participant Name and Address:
Antonio Saunders
Northampton County Prison
666 Walnut Street
Easton, PA 18042

FEB 11 2019

Date

Defendant

February 11, 2019

Date

Magisterial District Judge John C. Capobianco

John Capobianco



If you are disabled and require a reasonable accommodation to gain access to the Northampton Court of Common Pleas and its services, please contact the Northampton Court of Common Pleas at the above address or telephone number. We are unable to provide transportation. You can make case payments online through Pennsylvania's Unified Judicial System web portal. Visit the portal at <http://ujportal.pacourts.us> to make a payment.





BAIL PAYMENT

Mag. Dist. No: MDJ-03-2-11
MDJ Name: Honorable Nicholas E. Englessen
Address: 1214 Stefko Blvd.
Bethlehem, PA 18017
Telephone: 610-694-0553

Commonwealth of Pennsylvania
v.

Antonio Saunders

Docket No:
Case Filed:
Comp/Cit#

RECEIVED FROM:

(LAST)

(FIRST)

(MIDDLE)

(ADDRESS)

TYPES OF SECURITY:

- | | | |
|------------------------------------------|---------------------------------------------|------------------------------------------------------|
| <input type="checkbox"/> Cash Equivalent | <input type="checkbox"/> Gov't Bearer Bonds | <input type="checkbox"/> Realty w/in Commonwealth |
| <input type="checkbox"/> _____ % Cash | <input type="checkbox"/> Surety Bond | <input type="checkbox"/> Realty outside Commonwealth |

TOTAL AMOUNT BAIL SET (IF ANY): \$ _____

RECEIVED BY:

(LAST)

(FIRST)

(MIDDLE)

If the bail authority permits the deposit of the cash percentage of the bail pursuant to Pa.R.Crim.P. 528(C) and the depositor is not the defendant, the depositor must select one of the following options:

- ☐ I agree to act as a surety and sign the bail bond with the defendant. I understand that I shall be liable for the full amount of bail if the defendant fails to appear and in that event the cash or other security may be ordered forfeit; or
- ☐ I do not want to be liable for the full amount of bail. I will instead deposit the money for the defendant to post. I understand that selecting this option relinquishes my right to make a subsequent claim for the return of the money pursuant to the Rules of Criminal Procedure. I also understand that by selecting this option, the defendant will be deemed the depositor, and only the defendant will sign the bond and be liable for the full amount of the bail.
- Notice:** Under this option, pursuant to Pa.R.Crim.P. 535(E), when the bail was deposited by or on behalf of the defendant and the defendant is the named depositor, the amount otherwise returnable to the defendant may be used to pay and satisfy any outstanding restitution, fees, fines, and costs owed by the defendant as a result of a sentence imposed in the court case for which the deposit was made.

Depositor Name:

(LAST)

(FIRST)

(MIDDLE)

Depositor Signature: _____

33

BAIL RELEASE CONDITIONS

OTN: X234974-5	Docket No: MDJ-03-2-11	Date of Charges: Lower Court Docket No:
Def Name/Address: Antonio Saunders	Next Court Action: Preliminary Hearing	

Release Conditions

- ☐ Defendant shall be supervised by Northampton County Pretrial Services and shall abide by their rules and regulations.
- ☐ 10% Bail allowed
- ☐ Eligible for 10% if approved by Pretrial Services
- ☐ Third party surety required
- ☐ Domestic violence conditions
- ☐ No contact whatsoever with the victim(s)/witness(es)
- ☐ Must secure an alternate residence while case is pending, prior to release
- ☐ Random Drug and Alcohol testing - no consumption allowed

I verify that the above conditions have been imposed.

(Signature of Defendant)

1-28-19

Date

(Signature of Issuing Authority) Nicholas E Engleson
TEMPORARY ASSIGNMENT BY COURT ORDER



34

SURETY INFORMATION PAGE

OTN: X234974-5	Docket No: MDJ-03-2-11	Date of Charges: Lower Court Docket No:
Def Name/Address: Antonio Saunders		Next Court Action: Preliminary Hearing

I, _____, the undersigned surety, have posted security in the amount of \$ \$100,000

UNSECURED BAIL**TYPES OF SECURITY:**

- | | | |
|------------------------------------------|-----------------------------------------------|------------------------------------------------------|
| <input type="checkbox"/> Cash/Equivalent | <input type="checkbox"/> Gov't Bearer Bond(s) | <input type="checkbox"/> Realty w/in Commonwealth |
| <input type="checkbox"/> _____ % Cash | <input type="checkbox"/> Surety Bond | <input type="checkbox"/> Realty outside Commonwealth |

Pursuant to Pa.R.Crim.P. 524(c)(4), I, _____, agree to act as nominal surety for
Antonio Saunders _____ in the above-captioned matter.

I have read this information, and I acknowledge that I, my personal representatives, successors, heirs and assigns are jointly and severally bound with Antonio Saunders and any other sureties to pay to the Commonwealth of Pennsylvania the sum of \$, which is the full amount of the monetary condition of release in the event the bail bond is forfeited.
\$100,000

I understand that when a monetary condition of release is imposed, if Antonio Saunders appears at all times required by the court and satisfies all the other conditions set forth in the bail bond, then upon full and final disposition of the case, this bond shall be void. If Antonio Saunders fails to appear as required or to comply with the conditions of the bail bond, then this bond shall remain in full force, and the full sum of the monetary condition of release may be forfeited. Antonio Saunders release may be revoked, and a warrant for Antonio Saunders arrest may be issued.

WARRANT OF ATTORNEY: RECOGNIZING THAT I AM WAIVING CERTAIN IMPORTANT RIGHTS, INCLUDING THE RIGHT OF PREJUDGMENT NOTICE AND HEARING, in accordance with the law, I do hereby empower any attorney of any court of record within the Commonwealth of Pennsylvania or elsewhere to appear for me at any time, and with or without declarations filed, and whether or not Antonio Saunders be in default, to confess judgment against me, and in favor of the Commonwealth of Pennsylvania for use of the county, and its assigns, during any term or session of a court of record of the county for the full amount of the monetary condition of release set forth on the first page of this bail bond, and costs. I understand that any real estate which I have posted as security in this case may be levied upon to collect the amount confessed. I waive and release any right of inquisition on that real estate, voluntarily condemn it, and authorize the Prothonotary, upon a Writ of Execution, to enter my voluntary condemnation. I also agree that any real estate posted by me in this case may be sold on a Writ of Execution. I hereby forever waive and release any and all errors which may arise in any proceeding to confess judgment in this case, waive all rights of stay of execution, and waive all laws now in force or laws passed in the future which exempt real or personal property from execution.

Since a copy of the bail bond and warrant of attorney is being filed in the defendant's case, it shall not be necessary to file the original as a warrant of attorney, notwithstanding any law or rule of court to the contrary.

Any surety who is not the defendant on the case must report any violation of any bail bond condition in accordance with 42 Pa.C.S. § 5750.

I, _____, verify that the facts set forth in this form are true and correct to the best of my knowledge, information and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. Section 4904) relating to unsworn falsification to authorities.

(Signature of Defendant or Surety)

(Address of Surety, Surety Company or Defendant)

(Witness / Bail Authority)

- * Refund of all bail (less any bail-related fees or commissions allowed by law and reasonable costs, if any, of administering the percentage cash bail program) will be made within 20 days after full and final disposition (Pa.R.Crim.P. 535).
- * Bring Cash Bail Receipt to Clerk of Courts or Issuing Authority.



35

COMMONWEALTH OF
PENNSYLVANIA
COUNTY OF NORTHAMPTON

Magisterial District Number: 03-2-08

MDJ: Hon. JOHN CAPOBIANCO
136 SOUTH MAIN STREET

Address: NAZARETH, PA 18064

Telephone: 610-759-6424

**POLICE CRIMINAL COMPLAINT**

COMMONWEALTH OF PENNSYLVANIA

VS.

DEFENDANT:

(NAME and ADDRESS):

ANTONIO

SAUNDERS

First Name

Middle Name

Last Name

Gen.

20512 118TH AVE

SAINT ALBANS NY 11412

- ☐ 1-Felony Full ☐ 5-Felony Pend. ☐ C-Misdemeanor Surrounding States ☐ Distance:
- ☐ 2-Felony Ltd. ☐ 6-Felony Pend. Extradition Determ. ☐ D-Misdemeanor No Extradition
- ☒ 3-Felony Surrounding States ☐ A-Misdemeanor Full ☐ E-Misdemeanor Pending
- ☐ 4-Felony No Ext ☐ B-Misdemeanor Limited ☐ F-Misdemeanor Pending Extradition Determ.

Docket Number Date Filed OTN/Livescan Number Complaint/Incident Number Request Lab Services?

01/28/19 19-0517 ☐ YES ☒ NO

GENDER DOB 8/30/1968 POB FL Add'l DOB Co-Defendant(s) ☐

☒ Male First Name Middle Name Last Name Gen.

☐ Female AKA ALLEN BAYNES, STEVEN MYERS

RACE ☐ White ☐ Asian ☒ Black ☐ Native American ☐ Unknown

ETHNICITY ☐ Hispanic ☒ Non-Hispanic ☐ Unknown

HAIR COLOR ☐ GRY (Gray) ☐ RED (Red/Auburn) ☐ SDY (Sandy) ☐ BLU (Blue) ☐ PLE (Purple) ☐ BRO (Brown)

☐ BLK (Black) ☐ ONG (Orange) ☐ WHI (White) ☒ XXX (Unk/Bald) ☐ GRN (Green) ☐ PNK (Pink)

☐ BLN (Blonde / Strawberry)

EYE COLOR ☐ BLK (Black) ☐ BLU (Blue) ☒ BRO (Brown) ☐ GRN (Green) ☐ GRY (Gray)

☐ HAZ (Hazel) ☐ MAR (Maroon) ☐ PNK (Pink) ☐ MUL (Multicolored) ☐ XXX (Unknown)

DNA ☐ YES ☒ NO DNA Location WEIGHT (lbs)

FBI Number 748478HA9 MND Number 275

Defendant's Fingerprint ☐ YES ☐ NO

Fingerprint Classification 6 3

DEFENDANT VEHICLE INFORMATION

Plate # State Hazmat Registration Comm'l Veh. School Oth. NCIC Reg. same

Sticker (MM/YY) Ind. Veh. Veh. Code as Def.

VIN Year Make Model Style Color

Office of the attorney for the Commonwealth ☐ Approved ☐ Disapproved Because:

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth Prior to filing. See Pa.R.Crim.P. 507).

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

(Date)

I, MICHAEL J. MUNCH

(Name of the Affiant)

of Colonial Regional Police Depart

(Identify Department or Agency Represented and Political Subdivision)

31439

931

PSP/MPOEIC-Assigned Affiant ID Number and Badge #

PA0480200

(Police Agency ORI Number)

do hereby state: (check appropriate box)

1. ☒ I accuse the above named defendant who lives at the address set forth above
- ☐ I accuse the defendant whose name is unknown to me but who is described as

☐ I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe

with violating the penal laws of the Commonwealth of Pennsylvania at [209] LOWER NAZARETH

(Subdivision Code) (Place-Political Subdivision)

3704 EASTON NAZ HWY / SR 248 EASTON, PA

in NORTHAMPTON County [48] on or about 1/28/19 @ 1430 HOURS

(County Code) (Offense Date)

36



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 01/28/2019	OTN/LiveScan Number	Complaint/Incident Number 19-0517
Defendant Name	First ANTONIO	Middle:	Last SAUNDERS

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
-------------------------------------------	----------------------------------------------	---------------------------------------------------	-----------------------------------------------	-----------------------------------------

<input checked="" type="checkbox"/> 1	4101	(a)(2)	of the	PA Crimes Code	1	F2	10	
Lead?	Offense #	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Code	AOPC/UCR/NIBRS Code

Permit to Data If Applicable	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
---------------------------------	--------------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

FORGERY

Acts of the accused associated with this Offense:

A person is guilty of forgery if, with intent to defraud or injure anyone, or with knowledge that he is facilitating a fraud or injury to be perpetrated by anyone, the actor makes, completes, executes, authenticates, issues or transfers any writing so that it purports to be the act of another who did not authorize that act, or to have been executed at a time or place or in a numbered sequence other than was in fact the case, or to be a copy of an original when no such original existed.

To Wit: Saunders used false identifying information and the signature of another person in order to apply for a bank loan in the amount of \$30,000 with the intent to defraud BB&T Bank.

<input type="checkbox"/> Inchoate Offense	<input checked="" type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
-------------------------------------------	---------------------------------------------------------	---------------------------------------------------	-----------------------------------------------	-----------------------------------------

<input type="checkbox"/> 2	3921	(a)	of the	Pa Crimes Code	1	F3	060 23A	
Lead?	Offense #	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Code	AOPC/UCR/NIBRS Code

Permit to Data If Applicable	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
---------------------------------	--------------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

THEFT BY UNLAWFUL TAKING--MOVABLE PROPERTY

Acts of the accused associated with this Offense:

A person is guilty of theft if he unlawfully takes, or exercises unlawful control over, movable property of another with intent to deprive him thereof.

To Wit: Saunders used false identifying information and the signature of another person in order to apply for a bank loan in the amount of \$30,000 with the intent to defraud BB&T Bank.

37



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 01/28/2019	OTN/LiveScan Number	Complaint/Incident Number 19-0517
Defendant Name:	First: ANTONIO	Middle:	Last: SAUNDERS

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
-------------------------------------------	----------------------------------------------	---------------------------------------------------	-----------------------------------------------	-----------------------------------------

<input type="checkbox"/>	3	4120	(a)	of the	PA Crimes Code	1	F3		11	26A
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	AOPC/UCR/NIBRS Code	

Pen/DOJ Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

IDENTITY THEFT

Acts of the accused associated with this Offense:

A person commits the offense of identity theft of another person if he possesses or uses, through any means, identifying information of another person without the consent of that other person to further any unlawful purpose.

To Wit: Saunders used false identifying information and the signature of another person in order to apply for a bank loan in the amount of \$30,000 with the intent to defraud BB&T Bank.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
-------------------------------------------	----------------------------------------------	---------------------------------------------------	-----------------------------------------------	-----------------------------------------

<input type="checkbox"/>	4	4106	(a)(3)	of the	PA Crimes Code	1			11
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Code	AOPC/UCR/NIBRS Code

Pen/DOJ Data (if Applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (Include the name of the statute or ordinance):

ACCESS DEVICE FRAUD/POSSESSES

Acts of the accused associated with this Offense:

A person commits an offense if he possesses an access device knowing that it is counterfeit, altered, incomplete or belongs to another person who has not authorized its possession.

To Wit: Saunders possessed two bank cards, one PA ID card, and one Social Security Card bearing the name Allen Baynes.

38

**POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: 01/28/2019	DTN/LiveScan Number	Complaint/Incident Number 19-0517
Defendant Name:	First: ANTONIO	Middle:	Last: SAUNDERS

AFFIDAVIT OF PROBABLE CAUSE

On 1/25/19, Saunders entered the BB&T Bank at the above location. Saunders applied for a signature loan in the amount of \$30,000.00 using the identifying information of Allen Baynes. Saunders displayed a Pennsylvania ID card and a social security card in the name of Allen Baynes. Saunders also provided the bank with a federal income tax return form in the name of Allen Baynes. Saunders also signed the loan application form in the name of Allen Baynes.

Officer Nigro, this department, contacted Allen Baynes who resides in Alabama. Baynes stated he has not been to Pennsylvania and did not apply for a loan, nor did he allow anyone else to apply for a loan in his name.

On 1/28/19, Saunders returned to the bank in order to receive his money. At that time, your affiant placed Saunders under arrest. Saunders was in possession of a Pennsylvania identification card, social security card, and two bank cards, all bearing the name Allen Baynes. A short time later, Saunders identified himself as Antonio Saunders, residing in New York. Saunders was in possession of a Temporary NY driver's license in the name of Antonio Saunders. On the back of the driver's license was a handwritten list of the identifying information of Allen Baynes, including date of birth, email address, and phone number.

I, MICHAEL J. MUNCH, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FDREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

(Signature of Affiant)

Sworn to me and subscribed before me this _____ day of _____.

_____, Date _____, Magisterial District Judge

My commission expires first Monday of January,

SEAL

CONFIDENTIAL

Confidential Information Form Criminal Complaint

Complete the defendant's SSN Information if known. If this form is submitted as part of a Criminal Complaint, the NCIC Cautions/Medical Conditions and Scars/Marks/Tattoos should also be completed if known.

Docket Number:	Date Filed: 01/28/2019	OTN/LiveScan Number	Complaint/Incident Number 19-0517
Defendant Name:	First ANTONIO	Middle:	Last SAUNDERS
NCIC Cautions and Medical Conditions (Checkmarks)			
<input type="checkbox"/> 00	<input type="checkbox"/> 20	<input type="checkbox"/> 50	<input type="checkbox"/> 70 <input type="checkbox"/> 01
<input type="checkbox"/> 05	<input type="checkbox"/> 25	<input type="checkbox"/> 55	<input type="checkbox"/> 80
<input type="checkbox"/> 10	<input type="checkbox"/> 30	<input type="checkbox"/> 60	<input type="checkbox"/> 85
<input type="checkbox"/> 15	<input type="checkbox"/> 40	<input type="checkbox"/> 65	<input type="checkbox"/> 90
<div style="display: flex;"> <div style="width: 20%; padding: 5px;">Scars, Marks, Tattoos NCIC Codes</div> <div style="width: 80%;"></div> </div>			

Pursuant to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania, the Confidential Information Form shall accompany a filing where confidential information is required by law, ordered by the court, or otherwise necessary to effect the disposition of a matter. This form, and any additional pages, shall remain confidential, except that it shall be available to the parties, counsel of record, the court, and the custodian. This form, and any additional pages, must be served on all unrepresented parties and counsel of record.

This Information Pertains To:	Confidential Information:	Reference in Filing:
SAUNDERS, ANTONIO (full name of adult) OR This information pertains to a minor with the initials of _____ and the full name of _____ (full name of minor) and date of birth of: _____	Social Security Number (SSN): 121-54-0276 Financial Account Number (FAN): _____ Driver's License Number (DLN): 859643948 State of Issuance (DLN): NY Expires (DLN): 8/30/2026 State Identification Number (SID): NY5417367Q	Alternative Reference: SSN1 Alternative Reference: FAN1 Alternative Reference: DLN1 Alternative Reference: SID1

Additional page(s) attached. _____ total pages are attached to this filing.

I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

Signature of Attorney or Affiant _____

Date _____

Name: _____

Attorney Number: (If applicable) _____

Address: _____

Telephone: _____

Email: _____

CONFIDENTIAL

**POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: 01/28/2019	OTN/LiveScan Number	Complaint/Incident Number 19-0517
Defendant Name:	First: ANTONIO	Middle:	Last: SAUNDERS

2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
4. This complaint consists of the preceding page(s) numbered _____ through _____.
5. I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

 1/28/19 (Date)
 _____ (Signature of Affiant)

AND NOW, on this date _____ I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

 (Magisterial District Court Number)

 (Issuing Authority)

SEAL

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0000538-2019

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Antonio Saunders

Page 1 of 12

CASE INFORMATION

Judge Assigned: Date Filed: 02/15/2019 Initiation Date: 01/28/2019
OTN: X 234974-5 LOTN: X 234974-5 Originating Docket No: MJ-03208-CR-0000051-2019
Initial Issuing Authority: John Capobianco Final Issuing Authority: John Capobianco
Arresting Agency: Colonial Regional Police Dept Arresting Officer: Munch, Michael J.
Complaint/Incident #: 190517
Case Local Number Type(s): Case Local Number(s):

STATUS INFORMATION

Case Status: Active Status Date: 02/18/2019 Processing Status: Awaiting Formal Arraignment
Arrest Date: 01/28/2019
Status Date: 02/15/2019 Processing Status: Awaiting Filing of Information

Complaint Date: 01/28/2019**CALENDAR EVENTS**

<u>Case Calendar</u>	<u>Schedule</u>	<u>Start</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u>
<u>Event Type</u>	<u>Start Date</u>	<u>Time</u>			<u>Status</u>
Miscellaneous List	03/15/2019	9:00 am	Courtroom 9	President Judge Michael J. Koury Jr.	Scheduled
Formal Arraignment	04/25/2019	9:00 am	Courtroom 1		Scheduled
Criminal Court	06/03/2019	9:00 am	Courtroom 1		Scheduled

CONFINEMENT INFORMATION

<u>Confinement</u>	<u>Confinement</u>	<u>Destination</u>	<u>Confinement</u>	<u>Still in</u>
<u>Known As Of</u>	<u>Type</u>	<u>Location</u>	<u>Reason</u>	<u>Custody</u>
01/28/2019	County Jail	Northampton County Prison		Yes

DEFENDANT INFORMATION

Date Of Birth: 08/30/1968 City/State/Zip: Saint Albans, NY 11412

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Saunders, Antonio

BAIL INFORMATION

Saunders, Antonio

Nebbia Status: None

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	<u>Bail Posting Status</u>	<u>Posting Date</u>
Set	01/28/2019	Monetary		\$100,000.00		
Change Bail Percentage	04/17/2019	Monetary	10.00%	\$100,000.00		

42

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET****Docket Number: CP-48-CR-0000538-2019****CRIMINAL DOCKET****Court Case**

Commonwealth of Pennsylvania

Page 2 of 12

v.

Antonio Saunders

CHARGES

<u>Seq</u>	<u>Orig Seq</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
1	1	F2	18 § 4101 §§A2	Forgery - Unauthorized Act In Writing	01/28/2019	X 234974-5
2	5	F3	18 § 901 §A	Criminal Attempt - Theft By Unlaw Taking-Movable Prop	01/28/2019	X 234974-5
3	3	F3	18 § 4120 §A	Identity Theft	01/28/2019	X 234974-5
4	4	M3	18 § 4106 §§A3	Posses Access Device Knowing Counterfeit, Altered	01/28/2019	X 234974-5
99999	2	F3	18 § 3921 §A	Theft By Unlaw Taking-Movable Prop	01/28/2019	X 234974-5

DISPOSITION SENTENCING/PENALTIESDispositionCase EventDisposition DateFinal DispositionSequence/DescriptionOffense DispositionGrade SectionSentencing JudgeSentence DateCredit For Time ServedSentence/Diversion Program TypeIncarceration/Diversionary PeriodStart DateSentence Conditions**Waived for Court (Lower Court)**

Defendant Was Present

Lower Court Disposition

02/11/2019

Not Final

1 / Forgery - Unauthorized Act In Writing

Waived for Court (Lower Court)

F2

18 § 4101 §§ A2

3 / Identity Theft

Waived for Court (Lower Court)

F3

18 § 4120 §§ A

4 / Posses Access Device Knowing Counterfeit, Altered

Waived for Court (Lower Court)

M3

18 § 4106 §§ A3

99,999 / Theft By Unlaw Taking-Movable Prop

Waived for Court (Lower Court)

F3

18 § 3921 §§ A

Proceed to Court

Defendant Was Not Present

Information Filed

04/16/2019

Not Final

1 / Forgery - Unauthorized Act In Writing

Proceed to Court

F2

18 § 4101 §§ A2

2 / Criminal Attempt - Theft By Unlaw Taking-Movable Prop

Replacement by Information

F3

18 § 901 §§ A

3 / Identity Theft

Proceed to Court

F3

18 § 4120 §§ A

4 / Posses Access Device Knowing Counterfeit, Altered

Proceed to Court

M3

18 § 4106 §§ A3

99,999 / Theft By Unlaw Taking-Movable Prop

Charge Changed

F3

18 § 3921 §§ A

Replaced by 18 § 901 §§ A, Criminal Attempt - Theft By Unlaw Taking-Movable Prop

43

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET****Docket Number: CP-48-CR-0000538-2019****CRIMINAL DOCKET****Court Case**

Commonwealth of Pennsylvania

Page 3 of 12

v.

Antonio Saunders

COMMONWEALTH INFORMATIONName: James Anthony Augustine III

District Attorney

Supreme Court No: 203814Phone Number(s):
610-829-6630 (Phone)Address:
Northampton Co Da's Office
669 Washington St
Easton, PA 18042-7490**ATTORNEY INFORMATION**Name: Matthew James Deschler

Court Appointed - Private

Supreme Court No: 311785Rep. Status: ActivePhone Number(s):
610-865-6770 (Phone)Address:
Littner Deschler & Littner
512 N New St
Bethlehem, PA 18018-5707

Representing: Saunders, Antonio

ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
1	01/28/2019		Englesson, Nicholas E.
Bail Set - Saunders, Antonio			
1	01/30/2019		Andres, Edward J.
Entry of Appearance			
1	02/15/2019		Court of Common Pleas - Northampton County
Original Papers Received from Lower Court			
1	02/18/2019		Criminal Division - Northampton
Formal Arraignment Scheduled 04/25/2019 9:00AM			
1	02/19/2019		Saunders, Antonio
Motion: Rule 314 Notice			
Andres, Edward J.			
02/19/2019	Interoffice		
Commonwealth of Pennsylvania			
02/19/2019	Interoffice		
Koury, Michael J. Jr.			
02/19/2019	Interoffice		
Saunders, Antonio			
02/19/2019	Interoffice		
Andres, Edward J.			
02/25/2019	Interoffice		

44

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0000538-2019

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

Page 4 of 12

v.

Antonio Saunders

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	02/22/2019		Saunders, Antonio
Pro Se Petition Filed			
Andres, Edward J.			
02/22/2019	Interoffice		
Commonwealth of Pennsylvania			
02/22/2019	Interoffice		
Koury, Michael J. Jr.			
02/22/2019	Interoffice		
Saunders, Antonio			
02/22/2019	Interoffice		
1	02/25/2019		Koury, Michael J. Jr.
Order Directing the Criminal Clerk to Forward Petition			
AND NOW, this 25th day of February 2019, upon receipt of Defendant Antonio Saunders's ("Saunders") pro se "Motion: 314 Notice" forwarded to the undersigned, it is hereby ORDERED that the Clerk of Courts is directed to forward Saunders's Motion (attached) to Attorney Edward Andres and note on the docket the date and manner of service. Saunders is represented by Edward Andres, Esquire of the Northampton County Public Defender's Office. As this petition was not filed by Saunders's counsel, we will not consider it; a defendant is not permitted to act as co-counsel in his own defense. See Commonwealth v. Williams, 410 A.2d 880, 883 (Pa.Super.1979). BY THE COURT, Michael J. Koury Jr, President Judge.			
Andres, Edward J.			
02/25/2019	Interoffice		
Commonwealth of Pennsylvania			
02/25/2019	Interoffice		
1	02/26/2019		Northampton County Clerk of Courts
Miscellaneous List Scheduled 03/15/2019 9:00AM			
Motion for New Counsel			
1	03/01/2019		Saunders, Antonio
Notice of Motion			
Copy of notice forwarded to defendant and defendant's attorney with Rule 576 notice. Copy also forwarded to Commonwealth's attorney.			
Andres, Edward J.			
03/04/2019	Interoffice		
Commonwealth of Pennsylvania			
03/04/2019	Interoffice		
Saunders, Antonio			

CPCMS 9082

Printed: 04/18/2019

Recent entries made in the court filing offices may not be immediately reflected on these docket sheets. Neither the courts of the Unified Judicial System of the Commonwealth of Pennsylvania nor the Administrative Office of Pennsylvania Courts assume any liability for inaccurate or delayed data, errors or omissions on these reports. Docket Sheet information should not be used in place of a criminal history background check which can only be provided by the Pennsylvania State Police. Moreover an employer who does not comply with the provisions of the Criminal History Record Information Act may be subject to civil liability as set forth in 18 Pa.C.S. Section 9183.

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET****Docket Number: CP-48-CR-0000538-2019****CRIMINAL DOCKET****Court Case**

Commonwealth of Pennsylvania

v.

Antonio Saunders

Page 5 of 12

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
03/04/2019	Interoffice		
1	03/04/2019		Saunders, Antonio
Motion to Recuse Public Defender			
Copy of motion forwarded to defendant and defendant's attorney with Rule 576 notice. Copy also forwarded to Commonwealth's attorney.			
Andres, Edward J.			
03/04/2019	Interoffice		
Commonwealth of Pennsylvania			
03/04/2019	Interoffice		
Koury, Michael J. Jr.			
03/04/2019	Interoffice		
Saunders, Antonio			
03/04/2019	Interoffice		
1	03/05/2019		Saunders, Antonio
Motion to Waive Rule 600 for the Court and Commonwealth's Consideration to Dismiss			
Copy of motion forwarded to defendant and defendant's attorney with Rule 576 notice. Copy also forwarded to Commonwealth's attorney.			
Andres, Edward J.			
03/05/2019	Interoffice		
Commonwealth of Pennsylvania			
03/05/2019	Interoffice		
Saunders, Antonio			
03/05/2019	Interoffice		
1	03/12/2019		Saunders, Antonio
Pro Se Correspondence			
Defendant sent a letter requesting all motions filed by Attorney Andres. Docket sheet was forwarded to the defendant along with a letter.			
Andres, Edward J.			
03/12/2019	Interoffice		
Saunders, Antonio			
03/12/2019	Interoffice		

46

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0000538-2019

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

Page 6 of 12

v.

Antonio Saunders

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	03/14/2019		Koury, Michael J. Jr.
Notion for New Counsel Continued			
Motion for new counsel is continued.			
JUDGE: Koury			
ADA: Ceraul			
STENO: Candelino			
1	03/19/2019		Koury, Michael J. Jr.
Motion for New Counsel Hearing Held 3/19/19			
Motion for new counsel is denied.			
JUDGE: Koury			
ADA: Augustine			
DEF: Andres			
STENO: Froncek			
1	03/20/2019		Saunders, Antonio
Pro Se Correspondence			
Defendant sent a letter requesting the PA Bar Association address. A copy of the Northampton County Bar Association address was forwarded to the defendant.			
Saunders, Antonio			
03/20/2019 Interoffice			
Deschler, Matthew James			
04/12/2019 Interoffice			
2	03/20/2019		Koury, Michael J. Jr.
Order Denying Pro Se Petition			
AND NOW, this 20th day of March, 2019, upon consideration of Defendant Antonio Saunders's ("Saunders") pro se "Motion to Recuse Public Defender," and the testimony presented at a hearing on March 19, 2019, it is hereby ORDERED that Saunders's motion is DENIED. BY THE COURT, Michael J. Koury, President Judge.			
Andres, Edward J.			
03/20/2019 Interoffice			
Commonwealth of Pennsylvania			
03/20/2019 Interoffice			

47

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0000538-2019

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Antonio Saunders

Page 7 of 12

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	03/21/2019		Koury, Michael J. Jr.
Order Granting Motion to Withdraw Counsel			
AND NOW, this 21st day of March 2019, upon the motion of Nuria DiLuzio, Chief Public Defender of Northampton County, find a fter recored made on March 19, 2019, it is hereby ORDERED that Edward Andres, Esq. Is GRANTED leave to withdraw his appearance as counsel to the defendant. The defendant is pro se.			
BY THE COURT:			
Michael J. Koury, Jr., President Judge			
Augustine, James Anthony III			
03/21/2019	Interoffice		
Andres, Edward J.			
03/25/2019	Interoffice		
Saunders, Antonio			
03/25/2019	First Class		

1	03/25/2019		Saunders, Antonio
Pro Se Correspondence			
Defendant sent a letter asking Courts to reconsider previously filed motions.			
Commonwealth of Pennsylvania			
03/25/2019	Interoffice		
Koury, Michael J. Jr.			
03/25/2019	Interoffice		
Saunders, Antonio			
03/25/2019	Interoffice		

2	03/25/2019		Saunders, Antonio
Pro Se Correspondence			
Defendant sent a letter requesting some forms for filing. Letter forwarded to defendant.			
Saunders, Antonio			
03/25/2019	Interoffice		

1	04/02/2019		Saunders, Antonio
Motion to Dismiss Due to Lack of Jurisdiction			
Commonwealth of Pennsylvania			
04/03/2019	Interoffice		
Koury, Michael J. Jr.			
04/03/2019	Interoffice		
Saunders, Antonio			

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET****Docket Number: CP-48-CR-0000538-2019****CRIMINAL DOCKET****Court Case**

Commonwealth of Pennsylvania

Page 8 of 12

v.

Antonio Saunders

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
04/03/2019	Interoffice		
Deschler, Matthew James			
04/12/2019	Interoffice		
<hr/>			
1	04/03/2019		Saunders, Antonio
Notice of Writ of Habeas Corpus Petition			
Commonwealth of Pennsylvania			
04/04/2019	Interoffice		
Koury, Michael J. Jr.			
04/04/2019	Interoffice		
Saunders, Antonio			
04/04/2019	Interoffice		
Deschler, Matthew James			
04/12/2019	Interoffice		
<hr/>			
2	04/03/2019		Saunders, Antonio
Pro Se Correspondence			
Defendant sent a letter requesting an updated docket sheet. Docket sheet was forwarded to the defendant.			
Copies of letter also forwarded to Commonwealth and Judge Koury.			
Commonwealth of Pennsylvania			
04/04/2019	Interoffice		
Koury, Michael J. Jr.			
04/04/2019	Interoffice		
Saunders, Antonio			
04/04/2019	Interoffice		
Deschler, Matthew James			
04/12/2019	Interoffice		
<hr/>			
1	04/05/2019		Saunders, Antonio
Declaration			
Commonwealth of Pennsylvania			
04/08/2019	Interoffice		
Koury, Michael J. Jr.			
04/08/2019	Interoffice		
Saunders, Antonio			
04/08/2019	Interoffice		
Deschler, Matthew James			

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49

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET****Docket Number: CP-48-CR-0000538-2019****CRIMINAL DOCKET****Court Case**

Commonwealth of Pennsylvania

Page 9 of 12

v.

Antonio Saunders

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
04/12/2019	Interoffice		
1	04/08/2019		Saunders, Antonio
Pro Se Correspondence			
Defendant sent a letter requesting a motion from 3/21/2019. Letter forwarded to defendant explaining that this motion was not filed in this office.			
Saunders, Antonio			
04/08/2019	Interoffice		
2	04/08/2019		Saunders, Antonio
Motion: Rule 586 and Rule 600 Waiver			
Commonwealth of Pennsylvania			
04/08/2019	Interoffice		
Koury, Michael J. Jr.			
04/08/2019	Interoffice		
Saunders, Antonio			
04/08/2019	Interoffice		
Deschler, Matthew James			
04/12/2019	Interoffice		
3	04/08/2019		Saunders, Antonio
Motion for Bond Reduction			
Commonwealth of Pennsylvania			
04/08/2019	Interoffice		
Koury, Michael J. Jr.			
04/08/2019	Interoffice		
Northampton County Pre-Trial Services			
04/08/2019	Interoffice		
Saunders, Antonio			
04/08/2019	Interoffice		
Deschler, Matthew James			
04/12/2019	Interoffice		
1	04/09/2019		Northampton County Clerk of Courts
Criminal Court Scheduled 06/03/2019 9:00AM			

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0000538-2019

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

Page 10 of 12

v.

Antonio Saunders

ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
2	04/09/2019		Northampton Co Court Reporter

Transcript of Proceedings Filed

Notes of proceedings before the Honorable Michael J Koury, Jr., President Judge, on March 19, 2019

ADA: AUGUSTINE
 DEF: ANDRES
 STENO: FRONCEK

3	04/09/2019		Saunders, Antonio
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Motion to Dismiss Due to Lack of Jurisdiction

Commonwealth of Pennsylvania

04/10/2019 Interoffice

Koury, Michael J. Jr.

04/10/2019 Interoffice

Saunders, Antonio

04/10/2019 Interoffice

Deschler, Matthew James

04/12/2019 Interoffice

1	04/12/2019		Koury, Michael J. Jr.
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Order Granting Motion for Appointment of Conflict Counsel

AND NOW, this 12th day of April, 2019, the Court hereby APPOINTS Matthew J. Deschler, Esq. as counsel for Defendant.

It is further ORDERED that the Clerk of Courts is directed to forward Defendant's pro se motions and correspondence (attached) to Attorney Matthew J. Deschler and note on the docket the date and manner of service. BY THE COURT, Michael J. Koury Jr, President Judge.

Commonwealth of Pennsylvania

04/12/2019 Interoffice

Deschler, Matthew James

04/12/2019 Interoffice

2	04/12/2019		Commonwealth of Pennsylvania
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Commonwealth's Reciprocal Request for Pretrial Discovery

1	04/15/2019		Saunders, Antonio
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Affidavit of Truth

Deschler, Matthew James

04/15/2019 First Class

Saunders, Antonio

04/15/2019 Interoffice

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0000538-2019

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

Page 11 of 12

v.

Antonio Saunders

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	04/16/2019		Commonwealth of Pennsylvania
Information Filed			
2	04/16/2019		Saunders, Antonio
Petition for Review of Private Complaint			
Copy of petition forwarded to defendant and defendant's attorney with Rule 576 notice. Copy also forwarded to Commonwealth's attorney.			
Commonwealth of Pennsylvania			
04/16/2019	Interoffice		
Deschler, Matthew James			
04/16/2019	First Class		
Saunders, Antonio			
04/16/2019	Interoffice		
1	04/17/2019		Murray, Samuel P.
Order Granting Motion for Modification of Bail - Saunders, Antonio			
2	04/17/2019		Murray, Samuel P.
Bail Reduction Hearing Held - 4/17/19			
Court directs bail modified to \$100,000/10%/NCPTS/3rd party surety/verified address before release			
FA: 4/25/19 @ 9am			
Judge: Murray			
ADA: Kurnas			
PD: Light			
CR: Klug			
PT: ISA			
1	04/18/2019		Saunders, Antonio
Pro Se Correspondence			
Defendant sent a notice about wishing to continue pro se.			
Deschler, Matthew James			
04/18/2019	First Class		
Koury, Michael J. Jr.			
04/18/2019	Interoffice		
Saunders, Antonio			
04/18/2019	Interoffice		

CPCMS 9082

Printed: 04/18/2019

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52

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY**DOCKET**

Docket Number: CP-48-CR-0000538-2019

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Antonio Saunders

Page 12 of 12

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>

2	04/18/2019		Saunders, Antonio
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Pro Se Correspondence

Defendant sent a letter requesting an updated docket sheet and the bail reduction sheet. Docket sheet and bail sheet were forwarded to the defendant.

Saunders, Antonio

04/18/2019	Interoffice
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CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

<u>Saunders, Antonio</u>	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary</u>	<u>Total</u>
<u>Defendant</u>				<u>Payments</u>	
Costs/Fees					
Server Fee - Referred to County	\$92.38	\$0.00	\$0.00	\$0.00	\$92.38
Server Fee - Referred to County	\$71.50	\$0.00	\$0.00	\$0.00	\$71.50
Costs/Fees Totals:	\$163.88	\$0.00	\$0.00	\$0.00	\$163.88
Grand Totals:	\$163.88	\$0.00	\$0.00	\$0.00	\$163.88

** - Indicates assessment is subrogated

53



John M. Morganelli
District Attorney

Complete
Diversity Citizenship
COUNTY OF NORTHAMPTON

OFFICE OF THE DISTRICT ATTORNEY

NORTHAMPTON COUNTY GOVERNMENT CENTER
669 WASHINGTON STREET
EASTON, PENNSYLVANIA 18042-7492
Area Code 610-829-6630
FAX: 610-559-3035

ACKNOWLEDGEMENT OF ARRAIGNMENT

COMMONWEALTH VS. Antonio Saunders

NO. CP-48-CR-0000538-2019

Date: April 25, 2019

I hereby acknowledge on this date, at my arraignment, that I have received from the District Attorney the Information Filed against me and a Notice of Pre-trial rights, and that I have been advised by the District Attorney in writing of the following:

- (1) The right to be represented by counsel.
- (2) The nature of the charges contained in the Information.
- (3) The right to file motions, including a Request for a Bill of Particulars, a Motion for Pre-Trial Discovery and Inspection, and an Omnibus Pre-Trial Motion, and the time limits within which the motions must be filed

DEFENDANT:

without prejudice UCC 1-308
Antonio J. Saunders - 2

DISTRICT ATTORNEY:

Your case is listed for Disposition by Guilty Plea or Trial at the Northampton County

Government Center on **Monday, June 03, 2019 at 9:00 AM**

in Courtroom # 1.

This is the only notification you will receive. Please keep it in a safe place.

Failure to appear will result in a bench warrant.

54

Antonio J. Saunders - #1, 27827
Northampton County Jail
666 Walnut Street
Easton, Pa. 18048



U.S. M.S.
X-RAY

To: U.S. District Court
Eastern District of Pennsylvania
United States Courthouse
601 Market Street, Rm. 2609
Philadelphia, Pa. 19106

Notice of Removal

INMATE MAIL

This correspondence is from a
County Jail and the sender
is an inmate. The contents have not
been evaluated. Northampton County
Jail is not responsible for the
contents or debts incurred.

Date Marked out
11/25/2019

INMATE MAIL

This correspondence is from
County Jail and the sender
is an inmate. The contents have
been evaluated. Northampton C
Jail is not responsible for the
contents or debts incurred.

